

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

MELVIN LOWE, )  
Plaintiff/Petitioner, )  
vs. )  
MONTGOMERY COUNTY BOARD )  
OF EDUCATION;VICKIE )  
JERNIGAN,MARK LaBRANCHE, )  
TOMMIE MILLER, MARY BRIERS,)  
DAVE BORDEN, HENRY A. )  
SPEARS and BEVERLY ROSS, in )  
their official capacities as members of )  
the Montgomery County Board of )  
Education;and Dr. CARLINDA )  
PURCELL, in her official capacity as )  
Superintendent of the Montgomery )  
County Board of Education, )  
Defendant/Respondent. )

## **NOTICE CONCERNING SETTLEMENT CONFERENCE AND MEDIATION**

THE PARTIES hereby report to the Court pursuant to the Court's Scheduling Order that the parties met face-to-face on April 17, 2006, and engaged in good faith settlement negotiations. Although a settlement was not reached, counsel for the parties intend to continue to encourage the parties to seek a resolution of this matter through mediation.

Respectfully submitted this 24<sup>th</sup> day of April, 2006.

/s/ William F. Patty  
**WILLIAM F. PATTY (PATTW4197)**  
Attorney for Plaintiff Melvin Lowe

**OF COUNSEL:**

BEERS, ANDERSON, JACKSON, PATTY & VANHEEST, P.C.  
250 Commerce Street, Suite 100  
Montgomery, AL 36104  
Telephone: (334) 834-5311  
Fax: (334) 834-5362

/s/ Elizabeth Brannon Carter

**JAMES R. SEALE (3617-E-68J)**  
**ELIZABETH CARTER (BRA083)**  
Attorneys for Defendants

**OF COUNSEL:**

HILL, HILL, CARTER, FRANCO, COLE & BLACK  
P.O. Box 116  
Montgomery, AL 36101-0116  
Telephone: (334) 834-7600